IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

THURSDAY, THE 26TH JULY 2007 / 4TH SRAVANA 1929

WP(C).No. 977 of 2005(N)

PETITIONER:

KUNNATHUNAD SERVICE CO-OPERATIVE BANK LTD.NO.E3, REPRESENTED BY ITS SECRETARY, KUMARAPURAM P.O.

BY ADV. SMT.I.SHEELA DEVI
SRI.REJI RAMACHANDRAN
SMT. MINI.K.D.

RESPONDENTS:
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1. **SUPERINTENDENT OF POLICE, CRIME BRANCH C.I.D., ERNAKULAM.**

2. **SUB INSPECTOR OF POLICE, KUNNATHUNADU POLICE STATION, KUNNATHUNADU.**

BY GOVERNMENT PLEADER SRI. THOMAS JOHN AMBOOKEN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/07/2007 ALONG WITH WPC.NO.7521 OF 2005, WPC.NO. 8154 OF 2005 AND WPC.NO.8155 OF 2005, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

WPC.NO.977/2005 N

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: **COPY OF THE JUDGMENT DTD. 2/11/2000 IN O.P.NO. 1331/2000 OF THE HON'BLE HIGH COURT OF KERALA.**

EXT.P2: **COPY OF THE LIST OF DOCUMENTS ACCEPTED BY THE 1ST RESPONDENT.**

EXT.P3: **COPY OF THE SUMMONS IN C.C.485/99, BY THE JUDICIAL FIRST CLASS MAGISTRATE'S COURT-I, KOLENCHERRY TO PRODUCE RECORDS.**

EXT.P3(A): **COPY OF THE SUMMONS IN C.C.453/99 BY THE JUDICIAL FIRST CLASS MAGISTRATE'S COURT-I, KOLENCHERRY, TO PRODUCE RECORDS.**

EXT.P3(B): **COPY OF THE SUMMONS IN C.C.537/2000 BY THE JUDICIAL FIRST CLASS MAGISTRATE'S COURT-I, KOLENCHERRY, TO PRODUCE RECORDS.**

EXT.P4: **COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE THE 1ST RESPONDENT.**

/TRUE COPY/

P.A.TO JUDGE

KSS

PIUS C. KURIAKOSE, J.

W.P.(C) Nos. 977, 7521, 8154 & 8155 OF 2005

Dated this the 26th day of July, 2007

JUDGMENT

The petitioner in WP(C) No.7521 of 2005 is accused in different cases charge sheeted against him and pending before the Judicial First Class Magistrate Court alleging misappropriation of funds from the Kunnathunadu Co-operative Bank Ltd. The petitioner in the other three cases is the Kunnathunadu Co-operative Bank Ltd. and those cases also pertain to various cases pending before the Judicial First Class Magistrate Court, Kolencherry regarding misappropriation of funds in the said bank.

Having regard to the averments in the Writ Petitions and the submissions addressed by the learned counsel for the petitioners and the learned Public Prosecutor, I am of the view that all the writ petitions can be disposed of directing the investigating agency, CBCID, to complete the investigation already taken up by them pursuant to the orders passed by this Court in OP No.1331 of 2000 at the earliest and at any rate within six months of receiving copy of this common judgment. The orders of stay passed in this case will continue for another six months. Petitioners will place copy of this judgment before the investigating agency so as to enable them to comply with the above direction.

PIUS C. KURIAKOSE, JUDGE

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